

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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TRUSTEES OF THE LABORERS INTERNATIONAL  
UNION OF NORTH AMERICA LOCAL 1000  
WELFARE, PENSION, ANNUITY, VACATION,  
and TRAINING FUNDS, and LABORERS  
INTERNATIONAL UNION OF NORTH AMERICA  
LOCAL 1000,

**NOTICE OF MOTION**

**07 CIV 10284 (WCC)(GAY)**

Plaintiffs,

- against -

INTERCOUNTY PAVING ASSOCIATES, L.L.C.,

Defendant.  
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Please take notice that upon the certification of Stephen E. Ehlers and the exhibits attached thereto, plaintiffs' brief and upon all the prior proceedings herein plaintiffs will move this Court at the United States Courthouse at 300 Quarropas Street, White Plains, New York for an order granting plaintiffs their interest, penalty interest, attorneys fees, costs and disbursements pursuant to 29 U.S.C. § 1132(g)(2) and granting plaintiffs such other and further relief which the Court may deem just and proper.

Oral argument and personal appearance will be made only if requested by the Court.

Dated: March 10, 2008

GELLERT & KLEIN, P.C.

/s/  
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